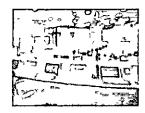


AGENDA









Thursday, February 14, 2008

The Austin City Council will convene at 10 00 AM on Thursday, February 14, 2008 at Austin City Hall 301 W Second Street, Austin, TX

AUSTIN CITY CLERK POSTING: DATE/TIME



Mayor Will Wynn
Mayor Pro Tem Betty Dunkerley
Council Member Lee Leffingwell, Place 1
Council Member Mike Martinez, Place 2
Council Member Jennifer Kim, Place 3
Council Member Brewster McCracken, Place 5
Council Member Sheryl Cole, Place 6

For meeting information, contact City Clerk, 974-2210

The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551 086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.

Reading and Action on Consent Agenda

Action on the Following:

Ordinances / Resolutions / Motions -

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

9: 55 AM -- Invocation

Rev Robert Clemons, Pastoral Care Ministry, St James Missionary Baptist Church

10: 00 AM -- City Council Convenes

Announcements of proposed items for upcoming council meeting. (No discussion on these items.)

Approval of Minutes

1 Approval of the Austin City Council minutes from the January 31, 2008 meeting

Austin Energy

Approve a resolution stating that the City not participate in ownership of the proposed addition of new nuclear generating units at the South Texas Project. To be reviewed by the Electric Utility Commission on February 11, 2008. (Related to item # 73)

City Clerk

Approve an ordinance ordering a general municipal election to be held on May 10, 2008 to elect Council Members to Place 1, Place 3 and Place 4 of the City Council, and for the purpose of submitting a proposed charter amendment to the voters related to the office of the city auditor, and providing for the conduct of the election and authorizing the City Clerk to enter into joint election agreements with other local political subdivisions as may be necessary for the orderly conduct of the election. Funding in the amount of \$904,035 is available in the Fiscal Year 2007-2008 Operating Budget of the Office of the City Clerk.

Communications and Technology Management

Approve the negotiation and execution of amendment # 2 to the Interlocal Agreement for GeoMap Services between the City and the Capital Area Council of Governments (CAPGOG) to extend the agreement to September 30, 2008 to acquire additional planimetric (aerial photography) and topographic data through the existing contract between CAPCOG and Sanborn Map Company, Inc. No additional funding requested

Convention Center

- Authorize the City Manager to negotiate and execute a Joint-Use Parking Agreement, including a Parking Plan and Service Yard Rules, with Greater Austin Performing Arts Center, Inc , d/b/a "The Long Center", to administer and coordinate parking and access in and to the Long Center's Leased Premises, the Service Yard, the Palmer Events Center Garage, and, in the event of overflow parking, Town Lake Center and One Texas Center
- Authorize the City Manager to negotiate and execute a Third Amendment to Second Amended and Restated Lease Agreement with Greater Austin Performing Arts Center, Inc , d/b/a "The Long Center" to define the Access Area from the Long Center's Premises over, upon, and across adjoining City land to public right-of-way Fiscal impact to City or others is none, unless the Long Center defaults and, in that event, the O&M reserve would allow operation for that year

Economic Growth & Redevelopment Services

Authorize the City Manager to negotiate and execute a Second Amendment to Second Amended and Restated Lease Agreement with Greater Austin Performing Arts Center, Inc , dba, "The Long Center", to establish the Austin Music Memorial at The Long Center and to provide for installation, maintenance and funding of the Austin Music Memorial Funding for the purchase and installation of the first in a projected annual series of memorial plaques has been provided by the Austin Convention Visitors Bureau Funding for additional plaques is contingent upon available funding in future budgets

Emergency Medical Services

- Authorize negotiation and execution of amendment #4 to the Emergency Medical Services Interlocal Cooperation Agreement with Travis County to exclude certain administrative costs. Funding from Travis County in the amount of \$10,762,371 is available in the Fiscal Year 2007-2008 Operating Budget of the Emergency Medical Services Department. (Related to item #9)
- Authorize negotiation and execution of amendment #4 to the STAR Flight Interlocal Cooperation Agreement with Travis County to exclude certain administrative costs Funding from Travis County in the amount of \$1,551,156 was included in the Fiscal Year 2007-2008 Budget of the Emergency Medical Services Travis County Reimbursed Fund (Related to item #8)

Health and Human Services

Approve an ordinance authorizing acceptance of \$567,132 in grant funds from the TEXAS DEPARTMENT OF TRANSPORTATION, TRAFFIC OPERATIONS DIVISION, and amending the Fiscal Year 2007-2008 Health and Human Services Department Operating Budget Special Revenue Fund of Ordinance No 20070910-003 to appropriate \$567,132 for the Health Promotion/Disease Unit to implement a Safe Routes to School Program implementation. Funding is available from the Texas Department of Transportation, Traffic Operations Division. The grant period is November 1, 2007 through October 31, 2010. No City match is required.

Law

Approve an Agreed Final Judgment in Lost Creek Municipal Utility District v City of Austin, et al, Cause No D-1-GN-001377, in the 126th Judicial District Court, Travis County, agreeing to Strategic Partnership Agreement and settling related matters (concerns issues related to water and wastewater contract and annexation, and arbitration of Strategic Partnership Agreement) (Lost Creek MUD includes approximately 788 acres located in the vicinity of Loop 360 and Lost Creek Blvd)

Management Services

Approve an ordinance amending Title 2 of the City Code relating to City boards, adopting the City's standard bylaws for boards, and providing for emergency passage

Neighborhood Housing and Community Development

Approve a resolution revising the Commercial Preservation and Revitalization Zone program guidelines to modify the matching funds ratio requirements and maximum loan amounts Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Neighborhood Housing and Community Development Department

Neighborhood Planning & Zoning

- Approve an ordinance to amend Ordinance No 20070809-055, to correct the section number assigned to the University Hills/Windsor Park Neighborhood Plan element of the Austin Tomorrow Comprehensive Plan
- Approve an Interlocal Agreement regarding the exchange of extraterritorial jurisdiction ("ETJ") with the Village of Volente Approximately 27 73 acres ("Austin Release Area") will be released from Austin's ETJ to Volente's ETJ so that this area can be annexed into the Volente city limits and approximately 27 73 acres ("Volente Release Area") will be disannexed from Volente's city limits and released to Austin's ETJ
- Approve an ordinance to annex the SH 130/US 290 Retail annexation area for full purposes (Approximately 88 acres in Travis County approximately 1,000 feet west of the intersection of State Highway 130 and US Highway 290 East) and waive zoning application fees for property within the annexed area for a period of one year from the effective date of annexation. Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
- Approve second/third readings of an ordinance to annex the Grand Avenue Parkway annexation area for full purposes (approximately 556 acres in Travis County at the intersection of IH 35 North and Grand Avenue Parkway) and waive zoning application fees for property within the annexed area for a period of one year from the effective date of annexation. Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services.
- Approve an ordinance adopting the Coshena III and IV Annexation and Development Agreement, concerning annexation and development of the Coshena Tracts (approximately 10 acres in Travis County west of the intersection of IH 35 North and Grand Avenue Parkway), providing for a 10 year delay of annexation Funding necessary to provide general governmental services to this tract is available in the budgets of the departments which will be providing the services

Police

- Approve an ordinance amending the Fiscal Year 2007-2008 Police Department Operating Special Revenue Fund of Ordinance No 20070910-003 to appropriate \$145,552 to support the Austin/Travis County Combined Gang Project and to create one full-time equivalent position for this Project with funding provided under the U S Department of Justice Fiscal Year 2007 Gang Prevention Coordination Project Funding is available from the U S Department of Justice and is available in the Fiscal Year 2007-2008 Operating Special Revenue Fund of the Austin Police Department No match is required
- Approve an ordinance to establish classifications and positions in the classified service of the Austin Police Department and repeal Ordinance No 20070910-010 Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Austin Police Department

21 Approve an ordinance amending Chapter 9-4 of the City Code by adding Section 9-4-54 relating to prohibiting the imitation of Austin Police Department Uniforms

Public Works

- Approve a resolution authorizing the fee simple acquisition of Lot 40, Block K, Yarrabee Bend Section 4, an addition in Travis County, Texas, located at 7102 Firefly Drive, Austin, Texas from Martha D. Alvarado for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$130,000 for the land and improvements and \$18,900 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$158,900. Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department.
- Approve a resolution authorizing the fee simple acquisition of Lot 32, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, according to the map or plat thereof recorded in Volume 75, Page 358, of the Plat Records of Travis County, Texas, located at 7103 Glowworm Circle, Austin, Texas from Ernesto Antonio Flores for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$150,000 for the land and improvements and \$59,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$219,500 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department
- Approve a resolution authorizing the fee simple acquisition of Lot 20, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, according to the map or plat thereof recorded in Volume 75, Page 358, of the Plat Records of Travis County, Texas, located at 7216 Firefly Drive, Austin, Texas from Dora M. Griffin for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$154,000 for the land and improvements and \$31,000 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$195,000 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department
- Approve a resolution authorizing the fee simple acquisition of Lot 25, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, according to the map or plat thereof recorded in Volume 75, Page 358, of the Plat Records of Travis County, Texas, located at 7204 Glowworm Circle, Austin, Texas from Juan Guerra for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$126,000 for the land and improvements, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$136,000 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department
- Approve a resolution authorizing the fee simple acquisition of Lot 17, Block J, Yarrabee Bend Section 4, an addition in Travis County, Texas, located at 7101 Firefly Drive, Austin, Texas from Porfirio R and Alicia L Vasquez for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$114,000 for the land and improvements and moving related expenses not to exceed \$10,000, for a total amount not to exceed \$124,000 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department
- Approve a resolution authorizing the fee simple acquisition of Lot 13, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, according to the map or plat thereof recorded in Volume 75, Page 358, of the Plat Records of Travis County, Texas, located at 7230 Firefly Drive, Austin, Texas from Jose Navarro for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$114,000 for the land and improvements and \$25,000 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$149,000 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department

- Approve a resolution authorizing the fee simple acquisition of Lot 22, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, according to the map or plat thereof recorded in Volume 75, Page 358, of the Plat Records of Travis County, Texas, located at 7212 Firefly Drive, Austin, Texas from Teresa Sanchez for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$127,000 for the land and improvements and \$32,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$169,500 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department
- Approve a resolution authorizing the fee simple acquisition of Lot 30, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, according to the map or plat thereof recorded in Volume 75, Page 358, of the Plat Records of Travis County, Texas, located at 7102 Glowworm Circle, Austin, Texas from Manuel Rodriguez and wife, Gloria Rodriguez also known as Gloria I. Lau for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$131,000 for the land and improvements and \$18,900 in owner assisted relocation benefits, plus additional expenses not to exceed \$10,000, for a total not to exceed, for a total amount not to exceed \$159,900. Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department.
- Approve a resolution authorizing the fee simple acquisition of Lot 21, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, according to the map or plat thereof recorded in Volume 75, Page 358, of the Plat Records of Travis County, Texas, located at 7214 Firefly Drive, Austin, Texas from Harry Lee Slaton for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$146,000 for the land and improvements and \$21,500 in owner assisted relocation benefits, plus moving related expenses not to exceed \$10,000, for a total amount not to exceed \$177,500 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department
- 31 Approve a resolution authorizing negotiation and execution for the fee simple acquisition of Lot 26, Block K, Yarrabee Bend Section 3, an addition in Travis County, Texas, located at 7202 Glowworm Circle, Austin, Texas from Ellis G. San Jose and Marni San Jose for the Onion Creek Voluntary Flood Buyout-FEMA-1606-DR Project, in the amount of \$130,000 for the land and improvements and moving related expenses not to exceed \$10,000, for a total amount not to exceed \$140,000. Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Watershed Protection and Development Review Department.
- Authorize execution of a construction contract with EXCEL CONSTRUCTION SERVICES, LLC , Leander, Texas for Montopolis Shafts and Lateral Repair Project in the amount of \$2,099,144 plus a \$104,957 20 contingency, for a total contract amount not to exceed \$2,204,101 20 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility Lowest of four bids received. This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) through achievements of Good Faith Efforts of 0 34% MBE and 0 07% WBE subcontractor participation. Recommended by the Water and Wastewater Commission.
- Authorize execution of a construction contract with LANDMARK STRUCTURES I, L P Fort Worth, Texas for Water Reclamation Central Phase I B Composite Tank in the amount of \$7,934,364plus a \$396,718 20 contingency, for a total contract amount not to exceed \$8,331,082 20 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility This contract will be awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) through achievements of Good Faith Efforts 1 01% MBE and 9 71% WBE subcontractor participation Recommended by the Water and Wastewater Commission (Related to items # 34 and #63)
- Authorize negotiation and execution of an amendment to the professional services agreement with CAMP DRESSER & MCKEE, INC , for continued engineering services for

the Water Reclamation Initiative - Central - Phase I - B elevated storage tank, in an amount of \$357,583 for a total agreement not to exceed \$2,152,006. Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility. This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 39.6% MBE and 16.5% WBE subcontractor participation to date. Considered by the Water and Wastewater Commission. (Related to items # 33 and #63)

- Authorize negotiation and execution of an amendment to the professional services agreement with KELLOGG, BROWN AND ROOT TECHNICAL SERVICES, INC, Austin, Texas for engineering services for West Bouldin Creek Phase B Wastewater Interceptor Relocation Construction Phase Services in the amount of \$108,777 for a total contract amount not to exceed \$1,323,517 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Austin Water Utility. This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 10 78% MBE and 16 14% WBE subconsultant participation to date. Recommended by the Water and Wastewater Commission.
- Approve an ordinance to amend Section 12-4-64 (D) of the City Code to establish a 20 miles per hour school zone on West 34th Street from Kerbey Lane to Mills Avenue Funding in the amount of \$800 is available in Fiscal Year 2007-2008 Operating Budget of the Public Works Department for the installation of necessary signs and markings
- 37 Approve an ordinance amending Section 12-4-64(D) of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by I H 35 (North) East Frontage Road to the west, Airport Boulevard to the south, Rowood Road to the east and Norwood Road to the north, and the area bounded by Decker Lane to the east, Loyola Lane to the south, Valleyfield Drive to the west, and Mayview Drive to the north Funding in the amount of \$1,800 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for the installation of necessary signs
- Approve an ordinance amending Section 12-4-64 (D) of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets bounded by East Ben White Boulevard to the north, East Stassney Lane to the south, South 1st Street to the east, and South Congress Avenue to the west. Funding in the amount of \$4500 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works. Department for installation of necessary signs.
- Approve an ordinance amending Section 12-4-64(D) of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets bounded by West Dittmar Road to the north, South 1st Street to the east, West Slaughter Lane to the south, and Union Pacific Railroad to the west. Funding in the amount of \$11,400 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for installation of necessary signs.
- Approve an ordinance amending Section 12-4-64(D) of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets within the area bounded by Hancock Drive to the north, Shoal Creek proper to the east, Loop 1 (MoPac Expressway) (North) East Frontage Road to the west, and West 45th Street to the south, and to correct an error in Ordinance No 20080117-010 by changing the speed limit in the school zone to 25 mph. Funding in the amount of \$4200 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for the installation of necessary signs.
- Approve an ordinance to amend Section 12-4-64(D) of the City Code to establish a 40 mile per hour speed limit on Nuckols Crossing Road from 1600 feet west of Salt Springs Drive (intersection of Thaxton Road) to 3780 feet west of Vertex Boulevard Funding in the amount of \$400 is available in Fiscal Year 2007-2008 Operating Budget of the Public Works Department for the installation of necessary signs

- Approve an ordinance amending Section 12-4-64(D) of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets within an area bounded by FM 734 (Parmer Lane) to the north, Park Bend Drive to the south, Loop 1 (MoPac Expressway) (North) East Frontage Road to the west, and Metric Boulevard to the east Funding in the amount of \$1,320 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for the installation of necessary signs
- Approve an ordinance amending Section 12-4-64(D) of the City Code to establish a maximum speed limit of 25 miles per hour on certain streets bounded by West Oltorf Street to the north, West Ben White Boulevard Service Road to the south, South 1st Street to the east, and South Congress Avenue to the west Funding in the amount of \$7,050 is available in the Fiscal Year 2007-2008 Operating Budget of the Public Works Department for installation of necessary signs
- Approve an ordinance to amend Section 12-4-64(D) of the City Code to reflect a name change to Thaxton Road for a portion of Nuckols Crossing Road

Purchasing Office

- Authorize award and execution of a 36-month requirements service contract with FIRE AND POLICE SELECTION, INC , Folsom, CA for entry-level firefighter examination and scoring services in an estimated amount not to exceed \$183,300, with three 12-month extension options in an estimated amount not to exceed \$61,100 per extension option, for a total estimated contract amount not to exceed \$366,600. Funding in the amount of \$61,100 is available in the Fiscal Year 2007-2008 Operating Budget of the Austin Fire Department. Funding for the remaining 29 months of the original contract period and extension options is contingent upon available funding in future budgets. Best evaluated bid of four bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified, therefore, no goals were established for this solicitation.
- Authorize award and execution of Amendment No 8 to the contract with KPMG, L L P, Austin, TX for auditing services to increase the current contract amount in an estimated amount not to exceed \$85,000, for a revised total contract amount not to exceed \$3,203,736 Funding is available in the Fiscal Year 2007-2008 Operating Budget of the Financial & Administrative Services Department Contract Amendment This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 32 29% MBE and 0% WBE sub-consulting participation to date including amendment
- 47 Authorize execution of a contract with AQUATERRA CREATIONS, LLC, Fredericksburg, Texas for the purchase and installation of a pond liner for the Austin Nature and Science Center in an amount not to exceed \$107,341 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Parks and Recreation Department Lowest bid of two bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) by meeting the goals with 8 58% MBE and 2 40% WBE subcontracting participation.
- Authorize award and execution of a contract with BRIGGS EQUIPMENT, Austin, TX for the purchase of one terminal truck tractor in an amount not to exceed \$85,286 Funding is available in the Fiscal Year 2007-2008 Capital Budget of the Solid Waste Services Department Sole bid received This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) No subcontracting opportunities were identified, therefore, no goals were established for this solicitation

Solid Waste Services

49 Authorize the City Manager to negotiate and execute an interlocal agreement with Northtown Municipal Utility District (District) to allow the District to provide residential

Watershed Protection and Development Review

Authorize negotiation and execution of a ten year Interlocal Agreement with the Texas AgriLife Extension Service of Texas A&M University for analyses of landscaping product toxicity in an amount not to exceed \$3,000 for the first twelve months, with an up to 5% increase allowed for each subsequent year and for the 12-month extension option, for a total amount not to exceed \$42,620 Funding in the amount of \$1,750 is available in the Fiscal Year 2007 - 2008 Watershed Protection & Development Review Department Funding for the remaining 125 months of the original contract period and the extension option is contingent upon available funding in future budgets. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program). This contract is an interlocal agreement, therefore, it is exempted under Chapter 252 022 of the Texas Local Government Code and no goals were established for this solicitation.

Item(s) from Council

- 51 Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members
- 52 Set a public hearing related to ordering an election in May 2008 to submit to the voters a proposed amendment to the City Charter relating to the number, selection, and term of office of the City Council members and Mayor (Suggested date and time February 28, 2008, 6 00 PM, Austin City Hall, 301 W Second Street, Austin TX) (Council Member Mike Martinez, Mayor Will Wynn and Council Member Lee Leffingwell)
- Direct the City Manager to present a briefing on February 28, 2008 by a representative of the Charter Revision Committee related to its recommendations on single-member districts and by Mr J Gerald Hebert regarding district election systems (Council Member Mike Martinez, Mayor Will Wynn and Council Member Lee Leffingwell)
- Approve a resolution providing criteria and guidelines regarding the Request for Proposals (RFP) for redevelopment of the Green Water Treatment Plant site (Mayor Will Wynn, Mayor Pro Tem Betty Dunkerley and Council Member Brewster McCracken)
- Approve a resolution limiting the use of pump and haul operations to emergency uses with exceptions for routine uses and existing agreements (Council Member Sheryl Cole and Council Member Lee Leffingwell)
- Approve a resolution amending Resolution No 20071213-058 to change the name of the African American Cultural Arts District to the African American Cultural Heritage District (Council Member Sheryl Cole and Council Member Mike Martinez)
- Approve a resolution establishing a sister city relationship with the City of Antalya, Turkey (Mayor Will Wynn and Council Member Lee Leffingwell)
- Approve waiver of the signature requirement and certain fees under Chapter 14 of the Code for the Austin Marathon to be held on February 17, 2008 (Mayor Will Wynn Mayor Pro Tem Betty Dunkerley Council Member Brewster McCracken)

Item(s) to Set Public Hearing(s)

- Set public hearings for the full purpose annexation of the Kitchell Tract (Approximately 3 acres in eastern Travis County at the southwest corner of the intersection of U S Highway 290 East and Decker Lane) (Suggested dates and times February 28, 2008, 6 00 p m, and March 6, 2008, 6 00 p m at Austin City, 301 W Second Street, Austin, TX)
- 60 Set a public hearing to consider an ordinance amending Sections 25-8-92 and 30-5-92 of the City Code relating to Critical Water Quality Zones along the shorelines of the

Colorado River downstream of Town Lake Recommended by the Environmental Board and the Planning Commission Codes & Ordinances Subcommittee To be reviewed by the Planning Commission on February 12, 2008 (Suggested date and time February 28, 2008, 6 00 p m, at Austin City Hall, 301 W Second Street, Austin, TX)

- 61 Set a public hearing to consider a resolution regarding a request by Scott Talkington, the owner of property located at 5111 Airport Boulevard, for a waiver from the distance requirement of City Code, Section 4-9-4(A) which requires a minimum of 300 feet between a business that sells alcoholic beverages and a public school (Suggested date and time February 28, 2008, 6 00 p m at Austin City Hall, 301 W Second Street, Austin, TX)
- Set a public hearing to consider an ordinance on first reading regarding the application submitted by American Medical Response of Texas, Inc. (AMR) to renew a non-emergency medical transfer franchise under Chapter 10-2 of the City Code. (Suggested Date and Time. March 6, 2008, 6.00 p.m., at Austin City Hall, 301 W. Second Street, Austin, TX)

10: 30 AM -- Morning Briefings

- 63 Update on the 51st Water Tower (Related to items #33 and #34)
- 64 Presentation of the phase one report of the Downtown Austin Plan and discussion of and possible action on policy direction for next steps

12: 00 PM -- Citizen Communications General

Ted M Linder - Parking on Comal Street

Paul Robbins - City Issues

CarolAnneRose Kennedy - MENTAL HELLth HOME ON deRANGEd

Gus Pena - (1) City Budget Issues (2) A P D needs to improve relations with the community (3) Spring Break occurs in March Make sure all Youth Programs are fully operational and fully funded to keep the youth occupied and away from gangs and off the streets

Jennifer Gale - Driving in Austin

Jimmy Castro - Star of Texas Fair & Rodeo

Cynthia Valladez - Southwest Key Funding Contract

Diana Castaneda - Community Concerns in East Austin

Pat Johnson - City Manager's Office defy City Council Approved Wrecker Ordinance JEAPORDIZING the Public's Safety for the sake of Convicted Child Molesters and Deadly Conduct towards our Citizens

Dick Kallerman - Nuclear Energy

Executive Session

Discuss legal issues related to the transition of the Community Care Services clinic system to the Travis County Healthcare District (Private consultation with Attorney – Section 551 071)

- Discuss legal issues related to the implementation of the current City Manager's compensation and benefits resolution (Private consultation with Attorney Section 551 071) (Related to item # 75)
- Discuss legal issues relating to the statutory framework for management of growth in the State Highway 130 corridor (Private Consultation with Attorney Section 551 071)
- Discuss legal issues related to a request for limited adjustment from City Code Chapter 25-8, Subchapter A, Article 12 (Save Our Springs Initiative) by Koontz-McCombs, LLC for the Encino Trace development located at 5707 Southwest Parkway (This limited adjustment concerns development in the Barton Springs Zone) (Private Consultation with Attorney Section 551 071) (Related to item #74)
- Discuss legal issues related to use of City of Austin land located at 18524 FM Road 9696, Webberville, Travis County, Texas (Private Consultation with Attorney Section 551 071)
- Discuss legal issues relating to the development of the Green Water Treatment Plant site (Private Consultation with Attorney Section 551 071)
- 71 Discuss real estate development options related to the sale or lease of the Green Water Treatment Plant site (Real Property Section 551 072)
- Discuss purchase and value, including non-monetary attributes, of property in Western Travis County, as a potential site for Water Treatment Plant No. 4 (Real Property Section 551 072)
- 73 Generation resource planning issues (Public Power Utility Competitive Matters Section 551 086) (Related to item # 2)

Action on Executive Session

- 74 Consider an application for a limited adjustment under Chapter 25-8, Subchapter A, Article 12, Land Development Code (SOS Initiative Ordinance) for a development project for Encino Trace located at 5707 Southwest Parkway and set a public hearing if required (This limited adjustment concerns development in the Barton Springs Zone) (Related to item #68)
- Take possible action regarding the implementation of the current City Manager's compensation and benefits resolution (Related to item #66)

2: 00 PM -- Briefings

76 Presentation and update on City's Webberville Property

3: 00 PM -- Austin Housing Finance Corporation Board of Directors Meeting

The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation Following adjournment of the AHFC Board meeting the City Council will re-convene (See attached AHFC agenda)

4: 00 PM -- Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

77 C14-2007-0143 - 130/290 Retail - Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by zoning property locally known as Decker Lane @ U S 290 East and SH 130 (southeast corner of Decker Lane and U S 290 East) (Decker and Gilleland Creek Watersheds) from unzoned (UNZ) to commercial highway-conditional overlay (CH-CO) combining district zoning First reading approved on November 29, 2007 Vote 6-0 (Cole off the dais) Applicant LeCadeau (Lucy R Ross) Agent Graves, Dougherty, Hearon & Moody (Peter Cesaro) City Staff Robert Heil, 974-2330

- 78 C14-2007-0147 Riverside Nursing Home Facility Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6801 E. Riverside Drive (Carson Creek Watershed) from community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning, and neighborhood commercial-mixed use-neighborhood plan (LR-MU-NP) combining district zoning to general office-mixed use-conditional overlay-neighborhood plan (GO-MU-CO-NP) combining district zoning. First reading approved on November 29, 2007. Vote 6-0 (Cole off the dais). Applicant. Swift River Land Company (Jack Bradshear). Agent. Vickery & Associates (Steven Frost). City Staff. Robert Heil, 974-2330.
- 79 C14-2007-0084 Elm Terrace Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3215 Exposition Boulevard (Taylor Slough North Watershed) from unzoned and family residence (SF-3) district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning with conditions. First reading approved on November 29, 2007. Vote. 7-0. Applicant. Austin Elm Terrace, LP (Steve D. Buerlein). Agent. Alice Glasco Consulting (Alice Glasco). City Staff. Jorge E. Rousselin, 974-2975.
- 80 C14-2007-0129 Cumberland Residential Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1001 Cumberland Road (West Bouldin Creek Watershed) from multi-family residence-limited density (MF-1) district zoning and multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning to townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning First reading approved on December 13, 2007 Vote 6-0 (McCracken off the dais) Applicant Salvation Army (Major Stephen Ellis) Agent Alice Glasco Consulting (Alice Glasco) City Staff Robert Heil, 974-2330
- 81 C14-2007-0146 SH The Govalle Land Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1100 Linden Street (Boggy Creek Watershed)from multi-family residence-medium density (MF-3-NP) combining district zoning to single-family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning. First reading approved on January 31, 2008 Vote. 7-0 Applicant. Govalle Partners Ltd. Agent. Michael Casias City Staff. Robert Heil, 974-2330.
- NPA-2007-0003 01 1309 Chicon Development Approve second/third readings of an ordinance amending Ordinance No 990715-113, the Chestnut Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from commercial to mixed use for property located at 1309 Chicon Street, (LOT 9 & 10, BLK 8, OLT 34, Division B) First reading approved on January 31, 2008 Vote 7-0 Applicant and Agent Jonathan Jensen City Staff Maureen Meredith, 974-2695
- 83 C14-2007-0136 1309 Chicon Development Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1309 Chicon (Boggy Creek Watershed) from neighborhood commercial-neighborhood plan (LR-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning First reading approved on January 31, 2008 Vote 7-0 Applicant and Agent Jonathan Jensen City Staff Robert Heil, 974-2330
- C14H-2007-0031 Henry Colley House Approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 718 Norwalk Lane (Lake Austin Watershed) from family residence (SF-3) district zoning to family residence- Historic (SF-3-H) combining district zoning. First reading approved on January 31, 2008. Vote 4-3. Applicant. Historic Landmark Commission. City Staff. Steve Sadowsky, 974-6454. A valid petition has been filed in opposition to this rezoning request.

4: 00 PM -- Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

- 85 C14-2008-0004 - Rosedale Neighborhood Planning Area Vertical Mixed Use Building (V) PΗ Zoning Opt-in/Opt-Out Process - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by applying Vertical Mixed Use Building (V) zoning regulations to certain tracts within the Rosedale Neighborhood Planning Area, bounded by Burnet Road and 45th Street on the east. West 35th Street and West 38th Street on the south, North MoPac Expressway Northbound on the west, and Hancock Drive and West North Loop Boulevard on the north (Taylor Slough North, Johnson Creek, Shoal Creek Watersheds) Regulations governing Vertical Mixed Use Building dimensional standards, allowable uses for a Vertical Mixed Use Building in office base district zoning, relaxed parking standards for commercial uses in a Vertical Mixed Use Building, and affordability requirements for Vertical Mixed Use Building developments will be considered for adoption. The Austin City Council may consider adopting all or some of these regulations, or amending the Vertical Mixed Use (VMU) overlay district to exclude properties within the Rosedale Neighborhood Planning Area from the overlay district Planning Commission Recommendation To be reviewed on February 26, 2008 Applicant and Agent Neighborhood Planning and Zoning Department City Staff Andrew Holubeck, 974-2054
- C14-2007-0250 Amarra Drive, Lot 1, Block A Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 8718-8734 Southwest Parkway, 5105-5301 Barton Creek Boulevard, 5305-5325 Barton Creek Boulevard (Barton Creek Watershed Barton Springs Zone) from development reserve (DR) district zoning to multi-family residence-limited density (MF-1) district zoning Staff Recommendation. To grant multi-family residence-limited density-conditional overlay (MF-1-CO) combining district zoning. Zoning and Platting Commission Recommendation. To be reviewed on February 19, 2008. Applicant. Stratus Properties Operating Co., L.P. (John Baker). Agent. Drenner & Golden Stuart Wolff, L.L.P. (Michele Rogerson). City Staff. Wendy Rhoades, 974-7719.
- 87 C14-2007-0207 The Village Mixed Use Development Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2700 West Anderson Lane (Shoal Creek Watershed) from community commercial (GR) district zoning to community commercial-vertical mixed use (GR-V) combining district zoning Staff Recommendation. To grant community commercial-vertical mixed use (GR-V) combining district zoning. Planning Commission Recommendation. To be reviewed on February 12, 2008. Applicant. Lamy Anderson Lane, Ltd. (Joe Lamy). Agent. Drenner & Golden Stuart Wolff, LLP (Michele Rogerson). City Staff. Jorge Rousselin. 974-2975.
- C14-2007-0173 6414 Manchaca Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 6414 Manchaca Road (Williamson Creek Watershed) from community commercial (GR) district zoning, and multi-family residence-medium density density (MF-3) district zoning to community commercial-mixed use-vertical mixed use (GR-MU-V) combining district zoning Staff Recommendation To grant community commercial-mixed use-vertical mixed use-conditional overlay (GR-MU-V-CO) combining district zoning Planning Commission Recommendation To be reviewed on February 12, 2008 Applicant and Agent Peter Kehle City Staff Wendy Rhoades, 974-7719
- 89 C14-2007-0241 Grandview Hills Section 9 Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 12200-12700 Block of Wilson Parke Avenue (Lake Travis Watershed) from interim-rural residence (I-RR) district zoning to limited office (LO) district zoning. Staff Recommendation. To grant limited office (LO) district zoning. Applicant Tomen-Parke Associates, Ltd. (Daisuke Eto). Agent. Rvi Planning & Landscape. Architecture (D'Anne Williams). City Staff. Jorge E. Rousselin, 974-2975.
- 90 C14-2007-0233 2811 Del Curto Road Conduct a public hearing and approve an

- PH ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2811 Del Curto Road (West Bouldin Creek Watershed) from family residence (SF-3) district zoning to urban family residence-conditional overlay (SF-5-CO) combining district zoning Staff Recommendation. To grant urban family residence-conditional overlay (SF-5-CO) combining district zoning. Planning Commission Recommendation. To grant urban family residence-conditional overlay (SF-5-CO) combining district zoning. Applicant and Agent. Austin Infill Builders (Michael Friedman and Ron Pena). City Staff. Robert Levinski, 974-1384.
- 91 C14-2008-0003 - Windsor Road Neighborhood Planning Area Vertical Mixed Use PH Building (V) Zoning Opt-in/Opt-Out Process - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by applying Vertical Mixed Use Building (V) zoning regulations to certain tracts within the Windsor Road Neighborhood Planning Area, bounded by West 35th Street on the north, North Lamar Boulevard on the east, Enfield Road on the south and North MoPac Expressway Northbound on the west (Town Lake, Shoal Creek, Johnson Creek Watersheds) Regulations governing Vertical Mixed Use Building dimensional standards, allowable uses for a Vertical Mixed Use Building in office base district zoning, relaxed parking standards for commercial uses in a Vertical Mixed Use Building, and affordability requirements for Vertical Mixed Use Building developments will be considered for adoption. The Austin City Council may consider adopting all or some of these regulations, or amending the Vertical Mixed Use (VMU) overlay district to exclude properties within the Windsor Road Neighborhood Planning Area from the overlay district Planning Commission Recommendation. To grant vertical mixed use building (V) district and to exclude certain tracts from the vertical mixed use overlay district Applicant and Agent Neighborhood Planning and Zoning Department City Staff Wendy Rhoades, 974-7719
- 92 NPA-2008-0011 01 North Loop Neighborhood Planning Area Vertical Mixed Use
 PH Building Conduct a public hearing and approve an ordinance amending Ordinance No
 020523-31, the North Loop Neighborhood Plan, to change the land use designation on
 the future land use map (FLUM) from commercial to mixed use or office mixed use on
 certain tracts, bounded by IH-35 on the east, 45th Street, Red River Street and 51st
 Street on the south, Lamar Boulevard on the west, and Koenig Lane on the north
 (Waller Creek, East Boggy Creek watersheds) Planning Commission Recommendation
 To change the land use designation on the Future Land Use Map from commercial to
 mixed use or office mixed use on certain tracts. Applicant and Agent. Neighborhood
 Planning and Zoning Department. City Staff. Andrew Holubeck, 974-2054
- 93 C14-2008-0002 - North Loop Neighborhood Planning Area Vertical Mixed Use Building (V) Zoning Opt-in/Opt-Out Process - Conduct a public hearing and approve an ordinance PH amending Chapter 25-2 of the Austin City Code by applying Vertical Mixed Use Building (V) zoning regulations to certain tracts within the North Loop Neighborhood Planning Area, bounded by IH-35 on the east, 45th Street, Red River Street and 51st Street on the south, Lamar Boulevard on the west and Koenig Lane on the north (Waller Creek, East Boggy Creek watersheds) Regulations governing Vertical Mixed Use Building dimensional standards, allowable uses for a Vertical Mixed Use Building in office base district zoning, relaxed parking standards for commercial uses in a Vertical Mixed Use Building, and affordability requirements for Vertical Mixed Use Building developments will be considered for adoption. The Austin City Council may consider adopting all or some of these regulations, or amending the Vertical Mixed Use (VMU) overlay district to exclude properties within the North Loop Neighborhood Planning Area from the overlay district Planning Commission Recommendation. To grant vertical mixed use building (V) district Applicant and Agent Neighborhood Planning and Zoning Department City Staff Andrew Holubeck, 974-2054
- 94 C14H-2007-0028 Burch-Jackson House Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1706 Canterbury Street (Town Lake Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning Staff recommendation. To

deny family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Historic Landmark Commission recommendation. To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Planning Commission recommendation. To grant family residence-historic-neighborhood plan (SF-3-H-NP) combining district zoning. Applicant. Historic Landmark Commission. City Staff. Steve. Sadowsky, 974-6454. A valid petition has been filed in opposition to this rezoning request.

5: 30 PM -- Live Music

D Madness

5: 30 PM -- Proclamations

Honorary Citizen Certificates -- Russian High School Students and Certificates of Appreciation -- Anderson HS Host Families -- to be presented by Mayor Will Wynn and to be accepted by the honorees

Distinguished Service Award -- James Armstrong, Austin Lyric Opera -- to be presented by Mayor Will Wynn and to be accepted by the honoree

Proclamation -- Engineers Week -- to be presented by Mayor Will Wynn and to be accepted by Rich McMaster

Proclamation -- Austin Energy Regional Science Festival-- to be presented by Mayor Will Wynn and to be accepted by Ingrid Weigand

Certificate of Congratulations -- St John Community -- to be presented by Council Member Sheryl Cole and to be accepted by Allen Weeks

Distinguished Service Award - Heroism - Cole Kuykendall -- to be presented by Council Member Jennifer Kim and to be accepted by the honoree

6: 00 PM -- Public Hearings and Possible Actions

- 95 Conduct a public hearing and consider an ordinance amending Chapter 25-4 of the City PH Code relating to subdivision blocks, streets, and pedestrian access (C20-07-022)
 - Recommended by the Planning Commission
- 96 Conduct a public hearing and consider an ordinance amending Chapter 25-6 of the City
- PH Code to require sidewalks for new buildings, major additions to buildings, and relocated buildings, to provide for administrative waivers from sidewalk installation requirements, and to allow a person to pay into a sidewalk fund instead of installing a sidewalk Recommended by the Planning Commission
- 97 Conduct a public hearing and consider an appeal by CWS Capital Partners, LLC, of the
- PH Planning Commission's decision to deny requested Waterfront overlay variances, under Section 25-2-713(B) of the City Code for property located at 300 E. Riverside Drive. On August 28, 2007, the Parks and Recreation Board recommended denial of the requested Waterfront Overlay variances, October 9, 2007, the Planning Commission denied the requested Waterfront Overlay variances and site plan.
- Conduct a public hearing and consider an appeal by CWS Capital Partners, LLC, of the
- PH Planning Commission's decision to deny requested Waterfront overlay variance, under Section 25-2-713(B) of the City Code for property located at 222 E Riverside. The Parks and Recreation Board recommended denial of the requested Waterfront Overlay variance, The Planning Commission denied the requested Waterfront Overlay variance and site plan.

The City of Austin is committed to compliance with the Americans with Disabilities Act Reasonable modifications and equal access to communications will be provided upon request

For assistance please call 974-2210 OR 974-2445 TDD

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak Please call 974-2210 in advance or inform the City Clerk's staff present at the council meeting

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesion del Consejo

CITY COUNCIL AGENDA

Council Meetings	Canceled Meetings
January 10, 2008	January 3, 2008
January 17, 2008	January 24, 2008
January 31, 2008	
February 14, 2008	February 7, 2008
February 28, 2008	February 21, 2008
March 6, 2008	
March 20, 2008	March 13, 2008
March 27, 2008	
April 10, 2008	April 3, 2008
April 24, 2008	Aprıl 17, 2008
May 8, 2008	
May 15, 2008	May 1, 2008
May 22, 2008	May 29, 2008
June 5, 2008	June 12, 2008
June 19, 2008	June 26, 2008
July 24, 2008	July 3, 2008
	July 10, 2008
	July 17, 2008
August 7, 2008	
August 21, 2008 August 28, 2008	August 14, 2008
September 8, 9, 10	September 4, 2008
(Budget Readings)	September 18, 2008
September 25, 2008	promoti 10, 2000
0-4-1 2 2009	October 16, 2008
October 2, 2008 October 9, 2008	October 30, 2008
0000000, 2000	
November 6, 2008	November 13, 2008
November 20, 2008	November 27, 2008
December 11, 2008	
December 18, 2008	December 25, 2008